

next after passing the said order of Court, to wit: on the second day of April, in the year 1819, aforesaid, and in the said American on the 3rd of April aforesaid; and such insertion to be continued in each of the said newspapers once a week for four successive weeks, and these defendants caused the said advertisement to be so inserted in the said two newspapers as directed by the said

**394** \*Court more than six months before they made distribution of the assets of the personal estate of the said Nathan Tyson; which distribution was not made by them until the tenth day of October, in the year 1821, at which time the whole personal estate of the said Nathan Tyson in the hands and possession of these defendants, was by them, under the direction of the said Orphans' Court, divided and distributed among his personal representatives; as by a copy of the account of such distribution duly certified by the register of wills of Baltimore County under the seal of the said Orphans' Court, which these defendants herewith exhibit, and pray that the same may be received as a part of this their answer, will more fully appear. And these defendants further answering, say, that at the time of the death of the said Nathan Tyson, and of the insertion and publication of the advertisement aforesaid in the newspapers aforesaid, and for many years before and during, and more than a year after the time of the said insertion and publication, the said John Price was living and residing in the City of Baltimore; and these defendants are informed and believe, that the said John Price was a subscriber to the American, one of the said newspapers, during the said time, and that the same was delivered each day of publication at the dwelling-house of the said John Price in the said city, during the whole time of the insertion therein of the advertisement aforesaid; and these defendants at, and long before the death of the said Nathan Tyson, and always since, have resided in the said City of Baltimore. And these defendants jointly and severally aver and declare, that from the time of the death of the said Nathan Tyson until the time of making the distribution of the assets of his estate hereinbefore mentioned, neither the said John Price nor any person on his behalf, exhibited to these defendants or to either of them, any claim of the said John Price against the said Nathan Tyson, or made either in writing or orally, any demand or claim from them, or either of them, as administrators as aforesaid, or otherwise for the said John Price against the said Nathan Tyson; or in any manner conversed with these defendants, or mentioned to them or either of them any thing relating to any claim or action of the said John Price against the said Nathan Tyson.

These defendants further answering, deny that they or either of them did as administrators or otherwise, apply to any counsel or attorney in regard to the claim or action of the plaintiff's intestate, or conversed with any counsel, attorney or other person, or with